

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BRYAN E. SAYLOR, #BH-1349,

Plaintiff,

vs.

ALLISON, et al.,

Defendants.

No. 1:21-cv-01282-NONE-GSA-PC

ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS IN FULL

(Doc. No. 8.)

ORDER REVOKING PLAINTIFF'S *IN
FORMA PAUPERIS* STATUS

ORDER VACATING ORDER GRANTING
MOTION TO PROCEED *IN FORMA
PAUPERIS*

(Doc. No. 5.)

ORDER REQUIRING PLAINTIFF TO PAY
THE \$402.00 FILING FEE FOR THIS CASE
IN FULL WITHIN THIRTY DAYS

ORDER DIRECTING CLERK TO SERVE A
COPY OF THIS ORDER ON:

(1) THE DIRECTOR OF THE CDCR AND

(2) THE COURT'S FINANCIAL DEPT

Bryan E. Saylor ("Plaintiff"), CDCR #BH-1349, is a state prisoner proceeding *pro se* with this civil rights action pursuant to 42 U.S.C. §1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B).

On September 29, 2021, the assigned magistrate judge issued findings and recommendations, recommending that Plaintiff's *in forma pauperis* status be revoked, the

1 court's order granting plaintiff's motion to proceed *in forma pauperis* be vacated, and plaintiff
2 be required to pay the \$402.00 filing fee in full for this action within thirty days. (Doc. No. 8.)
3 On October 5, 2021, plaintiff filed objections to the findings and recommendations, but therein
4 appears to concede that he must pay the fee. (Doc. No. 9.)

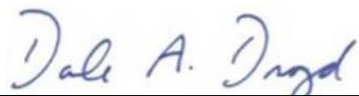
5 In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C), this court has conducted
6 a *de novo* review of the case. Having carefully reviewed the entire file, including plaintiff's
7 objections (Doc. No. 9), the court finds the findings and recommendations to be supported by
8 the record and by proper analysis.

9 Accordingly,

- 10 1. The findings and recommendations (Doc. No. 8), issued on September 27, 2021,
11 are adopted in full;
- 12 2. Plaintiff's *in forma pauperis* status is revoked;
- 13 3. The court's order (Doc. No. 5) granting plaintiff's motion to proceed *in forma*
14 *pauperis*, issued on August 24, 2021, is vacated;
- 15 4. Plaintiff is required to pay the \$402.00 filing fee for this action in full within
16 thirty days of the date of service of this order;
- 17 5. The Clerk of the Court is directed to serve a copy of this order on the Director of
18 the California Department of Corrections and Rehabilitation, via the court's
19 electronic case filing system (CM/ECF);
- 20 6. The Clerk of the Court is directed to serve a copy of this order on the Financial
21 Department, U.S. District Court, Eastern District of California; and
- 22 7. Plaintiff's failure to comply with this order shall result in a recommendation that
23 this case be dismissed.

24
25 IT IS SO ORDERED.

26 Dated: **November 1, 2021**

27 
28 UNITED STATES DISTRICT JUDGE